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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

13 JAN 1994

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93-61

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable William J. Jefferson
House of Representatives
428 Cannon House Office Building
Washington, D.C. 20515-1802

Dear Congressman Jefferson:

This is in response to your letter dated December 2, 1993, requesting information regarding an FCC rule making proceeding concerning use of the 902-928 MHz band. Your inquiry was submitted on behalf of two companies in your district, Axxon Corporation and Life Point Systems, Inc., and expressed concern about the future availability of this frequency band for use by manufacturers and users of Part 15 devices. The following is a brief description of the use of the 902-928 MHz band and a brief summary of the Notice of Proposed Rule Making adopted in this proceeding.

The 902-928 MHz band is shared by various user groups. In order to effectively manage the shared use of this spectrum, priorities for access to this band have been established among these groups. Users with lower priority must accept interference from and may not cause interference to users that have a higher priority. The 902-928 MHz band is primarily allocated for use by the Federal Government for Radiolocation, Fixed and Mobile services; these Federal Government users must, however, accept interference from Industrial, Scientific, and Medical (ISM) devices. Following both the Federal Government and ISM devices on the priority scale are Automatic Vehicle Monitoring (AVM) systems. Next are Amateur radio operators and finally, Part 15 users that are eligible to operate in this band. Because they have the lowest priority, Part 15 users must accept interference from and are not permitted to cause interference to any of the other users in this band. The order of priorities for users of this band has been in effect for nearly 20 years.

In PR Docket No. 93-61 the FCC has proposed certain changes to rules pertaining to AVM systems operating in the 902-928 MHz band. See, Notice of Proposed Rule Making, PR Docket No. 93-61, 8 FCC Rcd 2502 (1993). Uses for AVM systems include locating and tracking fleets of vehicles, locating stolen vehicles, alerting authorities to emergencies, automated toll collection, and freight tracking. Currently, such systems are licensed in the 904-912 and 918-926 MHz sub-bands. In PR Docket No. 93-61 the Commission proposes that such systems be licensed throughout the entire 902-928 MHz band and that they be permitted to locate persons as well as vehicles.

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The Commission also recognizes the difficulty various users, including your constituents, may have in sharing this band and have therefore requested comment on ways that sharing may be more easily facilitated. The Commission has not, however, proposed any changes in the status of or restrictions on the use of Part 15 devices in this band at this time.

Approximately 85 entities filed extensive comments expressing their viewpoints on how to resolve the various and complex issues raised in the Notice. Many commenters' views differ in a number of respects from those offered by the Commission, and the Commission gives full consideration to the views expressed by all interested parties. We are currently preparing a Report and Order that will establish the Commission's rules and policies with regard to AVM systems and hope to announce the adoption of this Report and Order in the near future.

I thank you for your interest in this matter. I trust this is responsive to your concerns.

Sincerely,

A handwritten signature in cursive script, reading "Beverly H. Baker".

B Ralph A. Haller
Chief, Private Radio Bureau

WILLIAM J. JEFFERSON
SECOND DISTRICT, LOUISIANA

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CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, DC 20515-1802

December 2, 1993

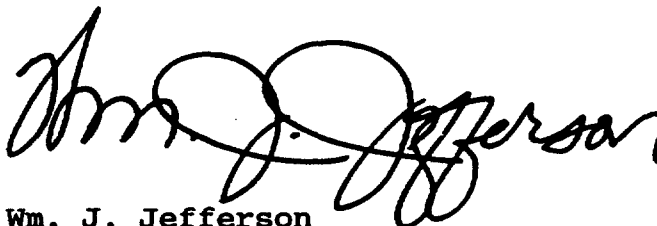
James H. Quello, Chairman
Federal Communications Commission
1919 M Street NW
Washington, D.C. 20554

Dear Chairman:

Two companies in my district, namely Axxon Corporation and Life Point Systems, Inc., successfully developed state of the art technology to operate "license-free" in the 900 MHz part 15 band. I understand that FCC has proposed a rule change which would permit Pac Tel Teletrack to deploy high-powered, foreign developed licensed technology in over 60% of the spectrum currently occupied by the part 15 equipment.

Several years ago, the FCC encouraged entrepreneurial companies to develop such technology. The proposed change would threaten and undermine the domestic industry and, particularly, endanger jobs in my district. I write to express concern and seek the status of the proposal.

Sincerely,



Wm. J. Jefferson
Member of Congress

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